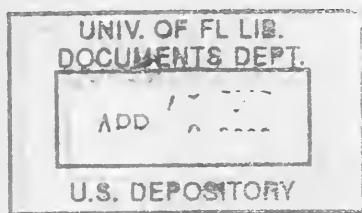


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
FUR DEALING TRADE

AS APPROVED ON OCTOBER 2, 1934



UNITED STATES
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Approved Code No. 381—Amendment No. 2

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
FUR DEALING TRADE

As Approved on October 2, 1934

ORDER

APPROVING MODIFICATION OF THE CODE OF FAIR COMPETITION FOR
THE FUR DEALING TRADE

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of modification to the Code of Fair Competition for the Fur Dealing Trade, and opportunity to be heard having been afforded all members of said Industry, and the annexed report on said modification, containing findings with respect thereto, having been made and directed to the President:

WHEREAS, the Code of Fair Competition for the Fur Dealing Trade, as approved on April 4, 1934, contained in Section 1 of Article II of said Code the following definition of the Trade:

“The term ‘trade’ as used herein shall mean the business of dealing in fur skins in the raw, dressed, or dressed and dyed state by any person, firm or corporation on his or its own account. It does not include dealing in such fur skins as brokers only or as auctioneers only.”

and,

WHEREAS, application has been made for approval of certain amendments to the above mentioned Code, including an amendment deleting the last sentence of Section 1 of Article II of said Code, and a public hearing has been duly held thereon, and,

WHEREAS, the fur brokers and auctioneers who deal mainly for the account of others number approximately 50, and the fur dealers who deal mainly for their own account number approximately 1,750, and

WHEREAS, all members of the Trade, including fur auctioneers and brokers, are engaged in the business of buying and selling fur skins; that they purchase from the same sources of supply and sell to the same customers in direct competition with each other,

NOW, THEREFORE, we find that fur brokers and auctioneers are engaged in the same business as the members of the Fur Dealing Trade who deal in furs mainly on their own account, and, there-

fore, constitute the same trade or industry within the meaning and intent of Section 3-A of Title I of the National Industrial Recovery Act, and that the trade associations which made application for the Code of Fair Competition for the Fur Dealing Trade are truly representative of the Trade as defined in the first sentence of Section 1 of Article II of said Code, and that in order to promote the policy and purposes of Title I of said Act the fur brokers and auctioneers should be subject to the provisions of the Code of Fair Competition for said trade, and

WHEREAS, an application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of amendments to the Code of Fair Competition for the Fur Dealing Trade, and hearings having been duly held thereon, and annexed report on said amendments containing findings with respect thereto having been made and directed to the President,

NOW, THEREFORE, on behalf of the President of the United States, The National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise: does hereby incorporate, by reference, said annexed report and does find that said amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended.

This order shall not become effective for a period of ten (10) days from the date hereof during which period consideration will be given to the objections, if any, of interested parties. At the end of such period this order shall become fully effective unless we by our further order otherwise direct.

THE NATIONAL INDUSTRIAL RECOVERY BOARD.
By G. A. LYNCH,
Administrative Officer.

Approval recommended:

PRENTISS L. COONLEY,
Acting Division Administrator.

WASHINGTON, D. C.,
October 2, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the modifications to the Code of Fair Competition for the Fur Dealing Trade, on which public hearing was held August 10, 1934.

These modifications will clarify the definition of members of the Trade and will give representation on the Code Authority Board to those members who are not now represented.

The Deputy Administrator in his final report to us on said modifications of said code having found as herein set forth and on the basis of all the proceedings in this matter:

We find that:

(a) The modifications of said code and the code as modified are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of trade for the purpose of cooperative action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The code as modified complies in all respects with the pertinent provisions of said Title of said Act, including without limitation sub-section (a) of Section 3, sub-section (a) of Section 7 and sub-section (b) of Section 10 thereof.

(c) The modifications and the code as modified are not designed to and will not permit monopolies or monopolistic practices.

(d) The modifications and the code as modified are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(e) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said modifications.

For these reasons these modifications have been approved.
Respectfully,

THE NATIONAL INDUSTRIAL RECOVERY BOARD.
By G. A. LYNCH, *Administrative Officer.*

OCTOBER 2, 1934.

MODIFICATION TO CODE OF FAIR COMPETITION FOR THE FUR DEALING TRADE

1. Section 1, Article II, shall be modified to read as follows:

“ SECTION 1. The term “trade” as used herein shall mean the business of dealing in fur skins in the raw, dressed, or dressed and dyed state by any person, firm or corporation on his or its own account or for the account of others.”

2. The first sentence of Section 3, of Article VI, shall be modified to read as follows:

“ There shall be duly appointed to the Code Authority Board twelve members thereof as follows:

3. Section 2, of Article VI, shall be modified to read as follows:

“ The Fur Dealing Trade shall be classified into the following divisions:

“ The General Division.

“ The Rabbit Dealing Division.

“ The Broker and Auction House Division.

“ and subject to the approval of the Administrator, additional divisions may be organized or existing divisions consolidated upon recommendation of the planning committees of all divisions, and the Code Authority Board.”

4. An additional sentence shall be added to Section 3, of Article VI as follows:

“ Three members shall be duly appointed by those members of the Trade whose business to the extent of 90% consists of dealing in fur skins for the account of others and/or the sale of fur skins at public auction.”

5. A new subsection to be known as subsection (a) of Section 6, of Article VI as follows:

“ No reorganization of the Code Authority Board of reclassification of divisions in the trade or modification of the provisions contained in the code for rules and regulations of the Code Authority Board as affect only one division of the trade shall be recommended to the Administrator by the Code Authority Board over the dissent of the Divisional Planning Committee of the affected division.”

Approved Code No. 381—Amendment No. 2.
Registry No. 917-10.

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